



# DEPARTMENT OF CONSERVATION

## DIVISION OF RECYCLING

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TO: All Interested Parties

FROM: Department of Conservation

DATE: March 27, 2009

SUBJECT: LOAD LIMITS FOR ALUMINUM AND PLASTIC BEVERAGE  
CONTAINERS PERMANENT REGULATIONS

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The Department of Conservation, Division of Recycling, in response to a petition for regulations, proposes to amend the California Code of Regulations (Regulations) Sections 2530 and 2535. The proposed amendments would reduce the current beverage container consumer daily load limit of 500 pounds to 150 pounds for aluminum and to 100 pounds for plastic. In addition, the proposed amendments would reduce the weight reporting requirement to 100 pounds or more for aluminum and add the requirement to report transactions of 75 pounds or more for plastic.

The purpose of these proposed changes is to assist recyclers in identifying fraudulent loads and preventing illegal transactions. The proposed load limits for aluminum and plastic beverage containers are more realistic and reflective of actual container load weights in transactions with average consumers with legitimate loads. The current load limits have proven to be too high and is a loophole exploited by out-of-state importers. The proposed load limits will still allow average consumers to redeem their containers without difficulty while providing a deterrent to fraudulent transactions accomplished through large loads. The additional amendments for load reporting requirements are necessary to reflect the change in lower load limits.

Attached to this memo are the proposed text of the Load Limits for Aluminum and Plastic Beverage Containers Permanent Regulations, the Notice of Proposed Action and the Initial Statement of Reasons. The end of the public comment period is 5:00 p.m. on May 11, 2009.

If you have any questions or need additional information, please contact Sharon Siozon, at (916) 322-1760 or [ssiozon@conservation.ca.gov](mailto:ssiozon@conservation.ca.gov).

Attachments